रजिस्ट्री सं. डी (डी) 72 REGISTERED No. D-(D)-72

भारत का राजपत्र
The Gazette of India

असाधारण
EXTRAORDINARY
PART II—Section 1
भाग II—खण्ड 1

प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं० 89] नई दिल्ली, शुक्रवार, अक्टूबर 19, 1984/आश्विन 27, 1906
No. 89] NEW DELHI, FRIDAY, OCTOBER 19, 1984/ASVINA 27, 1906

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके ।
Separate paging is given to this Part in order that it may be filed as a separate compilation

## MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
**(Legislative Department)**

*New Delhi, the 19th October, 1984/Asvina 27, 1906 (Saka)*

# THE NATIONAL CAPITAL REGION PLANNING BOARD ORDINANCE, 1984

NO. 11 OF 1984

Promulgated by the President in the Thirty-fifth Year of the Republic of India.

An Ordinance to provide for the constitution of a Planning Board for the preparation of a plan for the development of the National Capital Region and for co-ordinating and monitoring the implementation of such plan and for evolving harmonised policies for the control of land uses and development of infrastructure in the National Capital Region so as to avoid any haphazard development of that region and for matters connected therewith or incidental thereto.

WHEREAS it is expedient in the public interest to provide for the constitution of a Planning Board for the preparation of a plan for the development of the National Capital Region and for co-ordinating and monitoring the implementation of such plan and for evolving harmonized policies for the control of land-uses and development of infrastructure in the National Capital Region so as to avoid any haphazard development thereon;

AND WHEREAS Parliament has no power to make laws for the States with respect to any of the matters aforesaid, except as provided in articles 249 and 250 of the Constitution;

AND WHEREAS in pursuance of the provisions of clause (1) of article 252 of the Constitution, resolutions have been passed by all the Houses of the Legislatures of the States of Haryana, Rajasthan and Uttar Pradesh to the effect that the matters aforesaid should be regulated in those States by Parliament by law;

AND WHEREAS a Bill to provide for the constitution of a Planning Board for the preparation of a plan for the development of the National Capital Region and for co-ordinating and monitoring the implementation of such plan and for evolving harmonised policies for the control of land-uses and development of infrastructure in the National Capital Region so as to avoid any haphazard development of that region and for matters connected therewith or incidental thereto, has been introduced in the House of the People, but has not yet been passed;

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action to give effect to the provisions of the said Bill;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

## CHAPTER I

### PRELIMINARY

Short title and commencement.

**1.** (*1*) This Ordinance may be called the National Capital Region Planning Board Ordinance, 1984.

(*2*) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Definitions.

**2.** In this Ordinance, unless the context otherwise requires,—

(*a*) "Board" means the National Capital Region Planning Board constituted under sub-section (*1*) of section 3;

(*b*) "Committee" means the Planning Committee constituted under sub-section (*1*) of section 4;

(c) "counter-magnet area" means an urban area selected by the Board under clause (*f*) of section 8;

(*d*) "Functional Plan" means a plan prepared to elaborate one or more elements of the Regional Plan;

(*e*) "land" includes benefits to arise out of land, and things attached to the earth or permanently fastened to anything attached to the earth;

(*f*) "National Capital Region" means the areas specified in the Schedule:

Provided that the Central Government with the consent of the Government of the concerned participating State and in consultation with the Board, may, by notification in the Official Gazette, add any area to the Schedule or exclude any area therefrom;

(*g*) "participating States" means the States of Haryana, Rajasthan and Uttar Pradesh;

(*h*) "prescribed" means prescribed by rules made under this Ordinance;

(*i*) "Project Plan" means a detailed plan prepared to implement one or more elements of the Regional Plan, Sub-Regional Plan or Functional Plan;

(*j*) "Regional Plan" means the plan prepared under this Ordinance for the development of the National Capital Region and for the control of land-uses and the development of infrastructure in the National Capital Region;

(*k*) "regulations" means regulations made by the Board under this Ordinance;

(*l*) "sub-region" means such part of the National Capital Region as falls entirely within the limits of a participating State or the Union territory;

(*m*) "Sub-Regional Plan" means a plan prepared for a sub-region; and

(*n*) "Union territory" means the Union territory of Delhi.

## CHAPTER II

### THE NATIONAL CAPITAL REGION PLANNING BOARD

Constitution and incorporation of the Board.

**3.** (*1*) The Central Government shall, by notification in the Official Gazette, constitute for the purposes of this Ordinance, a Board, to be called the National Capital Region Planning Board.

(*2*) The Board shall be a body corporate by the name aforesaid, having perpetual succession and a common seal with power, subject to the provisions of this Ordinance, to contract and shall, by the said name, sue and be sued.

(*3*) The Board shall consist of such number of members, not exceeding twenty-one, as may be prescribed, and unless the rules made in this behalf otherwise provide, the Board shall consist of the following members, namely:—

(*a*) the Union Minister for Works and Housing, who shall be the Chairman of the Board;

(*b*) the Chief Minister of the State of Haryana;

(*c*) the Chief Minister of the State of Rajasthan;

(*d*) the Chief Minister of the State of Uttar Pradesh;

(*e*) the Administrator of the Union territory;

(*f*) eight members, to be nominated by the Central Government, on the recommendation of the participating States and the Administrator of the Union territory:

Provided that not more than two members shall be nominated on the recommendation of a participating State, or, as the case may be, the Administrator of the Union territory;

(*g*) three other members, of whom one shall be a person having knowledge and experience in town planning, to be nominated by the Central Government;

(*h*) a full time Member-Secretary to the Board, to be nominated by the Central Government from amongst officers of, or above, the rank of a Joint Secretary to, the Government of India:

Provided that no change shall be made in the composition of the Board except with the consent of the Government of each of the participating States and of the Administrator of the Union territory.

(4) The terms and conditions of office of the members nominated under clause (*f*), clause (*g*) or clause (*h*) of sub-section (3) shall be such as may be prescribed.

Composition of the Planning Committee.

4. (1) The Board shall, as soon as may be, after the commencement of this Ordinance, constitute a Committee, to be called the Planning Committee, for assisting the Board in the discharge of its functions.

(2) The Committee shall consist of such members as may be prescribed and unless the rules made in this behalf otherwise provide, the Committee shall consist of the following members, namely:—

(*a*) the Member-Secretary to the Board, who shall be the *ex officio* Chairman of the Committee;

(*b*) the Joint Secretary to the Government of India in the Ministry of Works and Housing, in-charge of Housing and Urban Development, *ex officio;*

(*c*) Secretary-in-charge of Urban Development in each participating State and the Union territory, *ex officio;*

(*d*) the Vice-Chairman, Delhi Development Authority, *ex officio;*

(*e*) the Chief Planner, Town and Country Planning Organisation, New Delhi, *ex officio;* and

(*f*) the Chief Town Planner of each participating State, *ex officio.*

Power to co-opt., etc.

5. (1) The Board or the Committee may, at any time and for such period as it thinks fit, co-opt any person or persons as a member or members of the Board or of the Committee.

(2) A person co-opted under sub-section (1) shall exercise and discharge all the powers and functions of a member of the Board or of the Committee, as the case may be, but shall not be entitled to vote.

Vacancies, etc., not to invalidate proceedings of the Board or the Committee.

6. No act or proceeding of the Board or of the Committee shall be invalid merely by reason of—

(*a*) the existence of any vacancy in, or any defect in the constitution of, the Board or the Committee; or

(*b*) any irregularity in the procedure of the Board or of the Committee not affecting the merits of the case.

## CHAPTER III

### FUNCTIONS AND POWERS OF THE BOARD AND OF THE COMMITTEE

Functions of the Board.

7. The functions of the Board shall be—

(*a*) to prepare the Regional Plan and the Functional Plans;

(*b*) to arrange for the preparation of Sub-Regional Plans and Project Plans by each of the participating States and the Union territory;

(*c*) to co-ordinate the enforcement and implementation of the Regional Plan, Functional Plans, Sub-Regional Plans and Project Plans through the participating States and the Union territory;

(*d*) to ensure proper and systematic programming by the participating States and the Union territory in regard to project formulation, determination of priorities in the National Capital Region or sub-regions and phasing of development of the National Capital Region in accordance with stages indicated in the Regional Plan;

(*e*) to arrange for, and oversee, the financing of selected development projects in the National Capital Region through Central and State plan funds and other sources of revenue.

Powers of the Board.

**8.** The powers of the Board shall include the powers to—

(*a*) call for reports and information from the participating States and the Union territory with regard to preparation, enforcement and implementation of Functional Plans and Sub-Regional Plans;

(*b*) ensure that the preparation, enforcement and implementation of Functional Plan or Sub-Regional Plan, as the case may be, is in conformity with the Regional Plan;

(c) indicate the stages for the implementation of the Regional Plan;

(*d*) review the implementation of the Regional Plan, Functional Plan, Sub-Regional Plan and Project Plan;

(*e*) select and approve comprehensive projects, call for priority development and provide such assistance for the implementation of those projects as the Board may deem fit;

(*f*) select, in consultation with the State Government concerned, any urban area, outside the National Capital Region having regard to its location, population and potential for growth, which may be developed in order to achieve the objectives of the Regional Plan;

(*g*) entrust to the Committee such other functions as it may consider necessary to carry out the provisions of this Ordinance.

Functions of the Committee.

**9.** (*1*) The functions of the Committee shall be to assist the Board—

(*a*) in the preparation and co-ordinated implementation of the Regional Plan and the Functional Plans; and

(*b*) in scrutinising the Sub-Regional Plans and all project plans to ensure that the same are in conformity with the Regional Plan.

(*2*) The Committee may also make such recommendation to the Board as it may think necessary to amend or modify any Sub-Regional Plan or any Project Plan.

(*3*) The Committee shall perform such other functions as may be entrusted to it by the Board.

## CHAPTER IV

### THE REGIONAL PLAN

Contents of the Regional Plan.

**10.** (*1*) The Regional Plan shall be a written statement and shall be accompanied by such maps, diagrams, illustrations and descriptive matters, as the Board may deem appropriate for the purpose of explaining or illustrating the proposals contained in the Regional Plan and every such map, diagram, illustration and descriptive matter shall be deemed to be a part of the Regional Plan.

(2) The Regional Plan shall indicate the manner in which the land in the National Capital Region shall be used, whether by carrying out development thereon or by conservation or otherwise, and such other matters as are likely to have any important influence on the development of the National Capital Region and every such plan shall include the following elements needed to promote growth and balanced development of the National Capital Region, namely:—

(a) the policy in relation to land-use and the allocation of land for different uses;

(b) the proposals for major urban settlement pattern;

(c) the proposals for providing suitable economic base for future growth;

(d) the proposals regarding transport and communications including railways and arterial roads serving the National Capital Region;

(e) the proposals for the supply of drinking water and for drainage;

(f) indication of the areas which require immediate development as "priority areas"; and

(g) such other matters as may be included by the Board with the concurrence of the participating States and the Union territory for the proper planning of the growth and balanced development of the National Capital Region.

Surveys and studies.

**11.** For the preparation of the Regional Plan, the Board may cause such surveys and studies, as it may consider necessary, to be made by such person or group of persons as it may appoint in this behalf and may also associate such experts or consultants for carrying out studies in relation to such specific matters as may be determined by the Board.

Procedure to be followed for the preparation of Regional Plan.

**12.** (1) Before preparing any Regional Plan finally, the Board shall prepare, with the assistance of the Committee, a Regional Plan in draft and publish it by making a copy thereof available for inspection and publishing a notice in such form and manner as may be prescribed, inviting objections and suggestions from any person with respect to the draft Regional Plan before such date as may be specified in the notice.

(2) The Board shall also give reasonable opportunities to every local authority, within whose local limits any land touched by the Regional Plan is situate, to make any representation with respect to the draft Regional Plan.

(3) After considering all objections, suggestions and representations that may have been received by the Board, the Board shall finally prepare the Regional Plan.

Date of coming into operation of the Regional Plan.

**13.** (1) Immediately after the Regional Plan has been finally prepared, the Board shall publish, in such manner as may be prescribed, a notice stating that the Regional Plan has been finally prepared by it and naming the places where a copy of the Regional Plan may be inspected at all reasonable hours and upon the date of first publication of the aforesaid notice, the Regional Plan shall come into operation.

(2) The publication of the Regional Plan, after previous publication, as required by section 12, shall be conclusive proof that the Regional Plan has been duly prepared.

Modifications of the Regional Plan.

**14.** (1) The Board may, subject to the provisions of sub-section (2), make such modifications in the Regional Plan as finally prepared by it, as it may think fit, being modifications which, in its opinion, do not effect important alterations in the character of the Regional Plan and which do not relate to the extent of land-uses or the standards of population density.

(2) Before making any modifications in the finally prepared Regional Plan, the Board shall publish a notice, in such form and manner as may be prescribed, indicating therein the modifications which are proposed to be made in the finally prepared Regional Plan, and inviting objections and suggestions from any person with respect to the proposed modifications before such date as may be specified in the notice and shall consider all objections and suggestions that may be received by it on or before the date so specified.

(3) Every modification made under this section shall be published in such manner as the Board may specify and the modifications shall come into operation either on the date of such publication or on such later date as the Board may fix.

(4) If any question arises whether the modifications proposed to be made are modifications which effect important alterations in the character of the Regional Plan or whether they relate to the extent of land-uses or the standards of population density, it shall be decided by the Board whose decision thereon shall be final.

Review and revision of the Regional Plan.

**15.** (1) After every five years from the date of coming into operation of the finally prepared Regional Plan, the Board shall review, such Regional Plan in its entirety and may, after such review, substitute it by a fresh Regional Plan or may make such modifications or alterations therein as may be found by it to be necessary.

(2) Where it is proposed to substitute a fresh Regional Plan in place of the Regional Plan which was previously finally prepared or where it is proposed to make any modifications or alterations in the finally prepared Regional Plan, such fresh plan or, as the case may be, modifications or alterations, shall be published and dealt with in the same manner as if it were the Regional Plan referred to in sections 12 and 13 or they were the modifications or alterations in the Regional Plan made under section 14.

## CHAPTER V

### FUNCTIONAL PLANS, SUB-REGIONAL PLANS AND PROJECT PLANS

Preparation of Functional Plans.

**16.** After the Regional Plan has come into operation, the Board may prepare, with the assistance of the Committee, as many Functional Plans as may be necessary for the proper guidance of the participating States and of the Union territory.

Preparations of Sub-Regional Plans.

**17.** (1) Each participating State shall prepare a Sub-Regional Plan for the sub-region within that State and the Union territory shall prepare a Sub-Regional Plan for the sub-region within the Union territory.

(2) Each Sub-Regional Plan shall be a written statement and shall be accompanied by such maps, diagrams, illustrations and descriptive matters as the participating State or the Union territory may deem appropriate for the purpose of explaining or illustrating the proposals contained in such Sub-Regional Plan and every such map, document, illustration and descriptive matter shall be deemed to be a part of the Sub-Regional Plan.

(3) A Sub-Regional Plan may indicate the following elements to elaborate the Regional Plan at the sub-regional level, namely:—

(a) reservation of areas for specific land-uses which are of the regional or sub-regional importance;

(b) future urban and major rural settlements indicating their area, projected population, predominant economic functions, approximate site and location;

(c) road net-work upto the district roads and roads connecting major rural settlements;

(d) proposals for the co-ordination of traffic and transportation, including terminal facilities;

(e) priority areas at sub-regional level for which immediate plans are necessary;

(f) proposals for the supply of drinking water and for drainage; and

(g) any other matter which is necessary for the proper development of the sub-region.

Preparation of Project Plans.

**18.** A participating State, or the Union territory, may, by itself or in collaboration with one or more of the participating States or the Union territory, as the case may be, prepare Project Plans for one or more elements of the Regional Plan, Functional Plan or Sub-Regional Plan

Submission of Sub-Regional Plans to the Board.

**19.** (1) Before publishing any Sub-Regional Plan, each participating State or as the case may be, the Union territory, shall, refer such Plan to the Board to enable the Board to ensure that such plan is in conformity with the Regional Plan.

(2) The Board shall, after examining a Sub-Regional Plan, communicate, within sixty days from the date of receipt of such plan, its observations with regard to the Sub-Regional Plan to the participating State or the Union territory by which such plan was referred to it.

(3) The participating State, or, as the case may be, the Union territory, shall, after due consideration of the observations made by the Board, finalise the Sub-Regional Plan after ensuring that it is in conformity with the Regional Plan.

Implementation of Sub-Regional Plans, etc.

**20.** Each participating State, or, as the case may be, the Union territory shall be responsible for the implementation of the Sub-Regional Plan, as finalised by it under sub-section (3) of section 19, and Project Plans prepared by it.

## CHAPTER VI

### FINANCE, ACCOUNTS AND AUDIT

Grants and Loans by the Central Government.

**21.** (*1*) The Central Government may, after due appropriation made by Parliament by law in this behalf, make to the Board grants and loans of such sums of money as that Government may consider necessary to enable the Board to carry out its functions under this Ordinance.

(2) The Central Government shall also, after due appropriation made by Parliament by law in this behalf, pay to the Board such other sums as may be necessary for meeting the salaries, allowances and other remunerations of the Member-Secretary, officers and other employees of the Board and such amounts as may be necessary to meet the other administrative expenses of the Board.

Constitution of the Fund.

**22.** (*1*) There shall be constituted a Fund to be called the National Capital Regional Planning Board Fund and there shall be credited thereto—

(*a*) any grants and loans made to the Board by the Central Government under section 21;

(*b*) all sums paid to the Board by the participating States and the Union territory;

(*c*) all sums received by the Board from such other sources as may be decided upon by the Central Government in consultation with the participating States and the Union territory.

(*2*) The sums credited to the said Fund referred to in sub-section (*1*) shall be applied for—

(*a*) meeting the salaries, allowances and other remunerations of the Member-Secretary, Officers and other employees of the Board and for meeting other administrative expenses of the Board, so, however, that the total expenses shall not exceed the amount appropriated for this purpose under sub-section (*2*) of section 21;

(*b*) conducting surveys, preliminary studies, and drawing up of plans for the National Capital Region;

(c) providing financial assistance to the participating States and the Union territory for the implementation of Sub-Regional Plans and Projects Plans; and

(*d*) providing financial assistance to the State concerned for the development of the counter-magnet area subject to such terms and conditions as may be agreed upon between such State and the Board.

Budget.

**23.** The Board shall, in each financial year, prepare in such form and at such time as may be prescribed its budget for the next financial year and forward the same to the Central Government at least three months prior to the commencement of the next financial year.

Annual report.

24. The Board shall prepare in each year its annual report in such form and at such time as may be prescribed, giving a full account of its activities during the year immediately preceding the year in which such report is prepared and forward, before such date as may be prescribed, copies thereof to the Central Government, the participating States and the Union territory.

Accounts and audit.

25. The accounts of the Board shall be maintained and audited in such manner as may be prescribed in consultation with the Comptroller and Auditor-General of India and the Board shall furnish, to the Central Government, before such date as may be prescribed, a copy of its audited accounts together with the auditor's report thereon.

Annual report and auditor's report to be laid before Parliament.

26. The Central Government shall cause the annual report and the auditor's report to be laid as soon as may be after their receipt, on the Table of each House of Parliament while it is in session, for a total period of thirty days, which may be comprised in one session or in two or more successive sessions.

## CHAPTER VII

### MISCELLANEOUS

Ordinance to have overriding effect.

27. The provisions of this Ordinance shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force or in any instrument having effect by virtue of any law other than this Ordinance; or in any decree or order of any court, tribunal or other authority.

Power of the Central Government to give directions.

28. The Central Government may, from time to time, give such directions to the Board as it may think fit for the efficient administration of this Ordinance and when any such direction is given, the Board shall carry out such directions.

Violation of Regional Plan.

29. (*1*) On and from the coming into operation of the finally published Regional Plan, no development shall be made in the region which is inconsistent with the Regional Plan as finally published.

(*2*) Where the Board is satisfied that any participating State or the Union territory has carried out, or is carrying out, any activity which amounts to a violation of the Regional Plan, it may, by a notice in writing, direct the concerned participating State or the Union territory, as the case may be, to stop such violation of the Regional Plan within such time as may be specified in the said notice and in case of any omission or refusal on the part of the concerned participating State or the Union territory to stop such activity, withhold such financial assistance to the concerned participating State or the Union territory, as the Board may consider necessary.

Technical assistance to the Board.

**30.** (*1*) The Central Government may direct its Town and Country Planning Organisation to provide, on such terms and conditions as may be mutually agreed upon, such technical assistance to the Board as that Government may consider necessary and the Government of a participating State may direct the Town Planning Department of that Government to make such technical assistance to the Board as that Government may consider necessary.

(*2*) With a view to enabling the Committee to discharge its functions, the Board shall, out of the technical assistance received by it under sub-section (*1*) make available to the Committee such technical assistance as the Committee may require.

Officers and employees the Board.

**31.** (*1*) The Board may appoint such other officers and employees as it considers necessary for the efficient discharge of its functions under this Ordinance.

(*2*) The terms and conditions of the officers and employees of the Board shall be such as may be determined by regulations.

Power to delegate.

**32.** The Board may, by notification in the Official Gazette, direct that any function or power (other than the power to approve the Regional Plan and to make regulations), or duty which the Board may perform, exercise or discharge under this Ordinance shall subject to such conditions, if any, as may be specified in the notification, be performed, exercised or discharged also by such person or persons as may be specified in the notification and where any such delegation of power is made the person or persons to whom such power is delegated shall perform, exercise or discharge those powers in the same manner and to the same extent as if they were conferred on him or them directly by this Ordinance and not by way of delegation.

Power of entry.

**33.** Subject to any rules made in this behalf, any person generally or specially authorised by the Board in this behalf, may, at all reasonable times, enter upon any land or premises and do such things thereon as may be necessary for the purpose of lawfully carrying out any works or for making any survey, examination or investigation, preliminary or incidental to the exercise of any power or performance of any function by the Board under this Ordinance:

Provided that no such person shall enter any building or any enclosed courtyard or garden attached to a dwelling house without previously giving such occupier at least three days' notice in writing of his intention to do so.

Member-Secretary, officers and other employees of the Board to be public servants.

**34.** The Member-Secretary, officers and other employees of the Board shall be deemed, when acting or purporting to act in pursuance of any of the provisions of this Ordinance, to be public servants within the meaning of section 21 of the Indian Penal Code.

45 of 1860.

Protection of action taken in good faith.

**35.** No suit, prosecution or other legal proceeding shall lie against the Board or any member or any officer or any other employee of the Board including any other person authorised by the Board to exercise any power or to discharge any function under this Ordinance, or for anything which is in good faith done or intended to be done under this Ordinance.

Power to make rules.

**36.** (*1*) The Central Government may, by notification in the Official Gazette, make rules to carry out the provisions of this Ordinance.

(*2*) Without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(*a*) the composition and number of members of the Board and of the Committee, as required by sub-section (*3*) of section 3 and sub-section (*2*) of section 4, respectively, to be prescribed;

(*b*) the terms and conditions of the office of the members as required by sub-section (*4*) of section 3, to be prescribed;

(*c*) the form and manner in which notice under sub-section (*1*) of section 12 and sub-section (*2*) of section 14 shall be published;

(*d*) the manner in which notice under sub-section (*1*) of section 13 shall be published;

(*e*) the form in which and the time when the Board shall prepare its budget under section 23 and its annual report under section 24 and the manner in which the accounts of the Board shall be maintained and audited under section 25;

(*f*) the conditions and restrictions with respect to the exercise of the power to enter under section 33 and other matters relating thereto; and

(*g*) any other matter which is to be, or may be, prescribed or in respect of which provision is to be, or may be, made by rules.

Power to make regulations.

**37.** (*1*) The Board may, with the previous approval of the Central Government, by notification in the Official Gazette, make regulations not inconsistent with this Ordinance and the rules made thereunder to carry to out the provisions of this Ordinance.

(*2*) In particular and without prejudice to the generality of the foregoing power, such regulations may provide for all or any of the following matters, namely:—

(*a*) the manner in which and the purposes for which the Board may associate with itself any person under section 11;

(*b*) the terms and conditions of service of the officers and employees of the Board under sub-section (*2*) of section 31; and

(*c*) any other matter in respect of which provision is to be or may be made by regulations.

Rules and regulations to be laid before Parliament.

38. Every rule and every regulation made under this Ordinance shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation, as the case may be, or both Houses agree that the rule or regulation, as the case may be, should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation.

Dissolution of the Board.

39. (*1*) Where the Central Government is satisfied that the purposes for which the Board was established under this Ordinance have been substantially achieved or the Board has failed in its objectives, so as to render the continued existence of the Board in the opinion of the Central Government unnecessary, that Government may, by notification in the Official Gazette, declare that the Board shall be dissolved with effect from such date as may be specified in the notification; and the Board shall be deemed to be dissolved accordingly.

(*2*) From the said date—

(*a*) all properties, funds and dues which are vested in or realisable by the Board shall vest in, or be realisable by, the Central Government;

(*b*) all liabilities which are enforceable against the Board shall be enforceable against the Central Government;

(*c*) for the purpose of carrying out any development which has not been fully carried out by the Board and for the purpose of realising properties, funds and dues referred to in clause (*a*) the functions of the Board shall be discharged by the Central Government.

(*3*) Nothing in this section shall be construed as preventing the Central Government from reconstituting the Board in accordance with the provisions of this Ordinance.

Acquisition of land and determination of rights in relation to land to be made by the Government of the participating State or Union territory.

40. For the removal of doubts, it is hereby declared that the acquisition of land or the determination of any right or interest in, or in relation to, any land or other property, where necessary to give effect to any Regional Plan, Functional Plan, Sub-Regional Plan or Project Plan, shall be made by the Government of the concerned participating State, or, as the case may be, the Union territory, in accordance with the law for the time being in force in that State or Union territory.

## THE SCHEDULE

[*See* section 2(*f*)]

The National Capital Region shall comprise the following areas:—

1. *Delhi*

The whole of the Union territory of Delhi.

2. *Haryana*

(*i*) The whole of District of Gurgaon comprising the Tehsil of Gurgaon, Nuh and Ferozepur-Jhirka;

(*ii*) The whole of District of Faridabad, comprising the Tehsils of Ballabgarh, Palwal and Hathin;

(*iii*) The whole of District of Rohtak comprising the Tehsils of Rohtak, Jhajjar, Bahadurgarh, Meham and Kosli;

(*iv*) The whole of District of Sonepat, comprising the Tehsils of Sonepat and Gohana; and

(*v*) Panipat Tehsil of District of Karnal and Rewari Tehsil of District of Mohindergarh.

3. *Uttar Pradesh*

(*i*) The whole of District of Bulandshahr comprising the Tehsils of Anupshahr, Bulandshahr, Khurja, Sikanderabad;

(*ii*) The whole of District of Meerut comprising the Tehsils of Meerut, Bagpat, Mawana and Sardhana; and

(*iii*) The whole of District of Ghaziabad comprising the Tehsils of Ghaziabad and Hapur.

4. *Rajasthan*

(*i*) The whole of the following Tehsils of Alwar District, namely, Behroor, Mandawar, Kishangarh and Tijara; and

(*ii*) Part of Alwar Tehsil comprising the area bounded in the north by the Tehsil boundaries of Mandawar and Kishangarh, in the east of the boundaries of Tehsil Ferozepur-Jhirka of District Gurgaon, Haryana and Alwar Tehsil, in the south by the Barah river right up to Umran lake in the west, and then following the southern boundaries of Umran lake up to the junction of Umran lake and State Highway from Alwar to Bairat and from then on west by

north-west across the ridge up to the junction of the Tehsil boundaries of Alwar and Bansur.

*Explanation.*—Save as otherwise provided, reference to any district or tehsil in this Schedule shall be construed as a reference to the areas comprised in that district or tehsil, as the case may be, on the 27th day of August, 1984, being the date on which the National Capital Region Planning Board Bill, 1984, was introduced in the House of the People.

ZAIL SINGH,
*President.*

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R. V. S. PERI SASTRI,
*Secy. to the Govt. of India.*

PRINTED BY THE GENERAL MANAGER, GOVERNMENT OF INDIA PRESS, MINTO ROAD, NEW DELHI AND PUBLISHED BY THE CONTROLLER OF PUBLICATIONS, DELHI, 1984